

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

CASE NO. CR03-304C

Plaintiff,

PROPOSED FINDINGS OF  
FACT AND DETERMINATION  
AS TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

v.

SHAWN LOUIS NELSON,

Defendant.

INTRODUCTION

I conducted a hearing on alleged violations of supervised release in this case on November 23, 2005. The United States was represented by Bruce Miyake. The defendant was represented by William Palmer. The proceedings were recorded on disk.

CONVICTION AND SENTENCE

Defendant had been convicted of Possession of Stolen Mail on or about December 12, 2003. The Hon. John C. Coughenour of this court sentenced Defendant to 24 months confinement, followed by 3 years of supervised release.

The conditions of supervised release included requirements that defendant comply with the standard 13 conditions.

DEFENDANT'S ADMISSION

USPO Kathi Stringer for Burton Maroney alleged that Defendant violated the conditions of supervised release in three respect(s):

- (1) Committing a federal, state or local crime in violation of his general conditions of supervised release.
- (2) Failing to notify the probation officer at least ten days prior to any change in residence or employment in violation of standard condition number 6 of his supervised release.
- (3) Failing to notify the probation officer withing seventy-two hours of being arrested or questioned by a law enforcement officer in violation of standard condition number 11 of his supervised release.

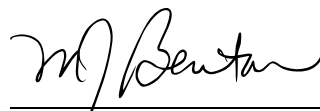
At an initial hearing, I advised the defendant of these charges and of his constitutional rights. At today's hearing Defendant admitted the violations numbered one through three, waived any hearing as to whether it occurred, and, consented to having the matter set for a disposition hearing before the Hon. John C. Coughenour.

RECOMMENDED FINDINGS AND CONCLUSIONS

Based upon the foregoing, I recommend the court find that Defendant has violated the conditions of his supervised release as alleged and set the matter for a disposition hearing.

Defendant has been detained pending a final determination by the court.

DATED this 1<sup>st</sup> day of December, 2005.



MONICA J. BENTON  
United States Magistrate Judge

cc:	Sentencing Judge	:	Hon. John C. Coughenour
	Assistant U.S. Attorney	:	Bruce Miyake
	Defense Attorney	:	William Palmer
	U. S. Probation Officer	:	Bruce Maroney